

SENATE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
FIFTY-SEVENTH LEGISLATURE

SEVENTY-EIGHTH LEGISLATIVE DAY
MONDAY, MARCH 24, 2003

Senate Chamber

President Risch called the Senate to order at 9:30 a.m.

Roll call showed all members present except Senators Calabretta, Davis, and Williams, absent and formally excused by the Chair; and Senators Burkett, Pearce, Schroeder, and Stennett, absent and excused.

Prayer was offered by Chaplain Gene Arnold.

The Pledge of Allegiance was led by Nicole Stevenson, Page.

The Senate advanced to the Third Order of Business.

Reading and Correction of the Journal

Senator Stennett was recorded present at this order of business.

The JUDICIARY AND RULES Committee reports that the Senate Journal of the proceedings of March 21, 2003, was read and approved as corrected.

DARRINGTON, Chairman

There being no objection, the report was adopted and ordered filed in the office of the Secretary of the Senate.

On request by Senator Stegner, granted by unanimous consent, the Senate advanced to the Sixth Order of Business.

Reports of Standing Committees

Senator Burkett was recorded present at this order of business.

March 21, 2003

The JUDICIARY AND RULES Committee reports that **S 1059** and **S 1066** have been correctly enrolled.

DARRINGTON, Chairman

The President signed Enrolled **S 1059** and **S 1066** and ordered them transmitted to the House for the signature of the Speaker.

March 21, 2003

The JUDICIARY AND RULES Committee reports that **S 1090**, as amended, has been correctly engrossed.

DARRINGTON, Chairman

S 1090, as amended, was filed for first reading.

March 21, 2003

The JUDICIARY AND RULES Committee reports that Senate amendments to **S 1090**, **H 150**, **H 64**, as amended, **H 9**, as amended, and **H 199**, as amended, have been correctly printed.

DARRINGTON, Chairman

The report was ordered filed in the office of the Secretary of the Senate.

March 21, 2003

The JUDICIARY AND RULES Committee reports that Enrolled **S 1061**, **S 1067**, **S 1068**, and **S 1078** were delivered to the Office of the Governor at 1:26 p.m., March 21, 2003.

DARRINGTON, Chairman

The report was ordered filed in the office of the Secretary of the Senate.

March 21, 2003

The RESOURCES AND ENVIRONMENT Committee reports out **H 65** with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

NOH, Chairman

There being no objection, **H 65** was referred to the Fourteenth Order of Business, General Calendar.

March 21, 2003

The RESOURCES AND ENVIRONMENT Committee reports out **H 149** with the recommendation that it do pass.

NOH, Chairman

H 149 was filed for second reading.

On request by Senator Stegner, granted by unanimous consent, the Senate advanced to the Eighth Order of Business.

Messages from the Governor

March 21, 2003

The Honorable James E. Risch
President of the Senate
Idaho Legislature

Dear Mr. President:

I have the honor to advise you that I have signed today and am transmitting to the Secretary of State the following Senate Bills, to wit:

S 1004, S 1005, S 1006, S 1007, S 1008, S 1019

Sincerely,
/s/ Dirk Kempthorne
Governor

The correspondence was ordered filed in the office of the Secretary of the Senate.

The Senate advanced to the Ninth Order of Business.

Messages from the House

March 21, 2003

Mr. President:

I transmit herewith **H 287**, as amended, **H 144**, as amended, **H 160**, as amended, and **H 167**, as amended, and I return herewith **S 1149, S 1150, S 1151, S 1152**, and **S 1153**, which have passed the House.

JUKER, Chief Clerk

H 287, as amended, **H 144**, as amended, **H 160**, as amended, and **H 167**, as amended, were filed for first reading.

S 1149, S 1150, S 1151, S 1152, and **S 1153** were referred to the Judiciary and Rules Committee for enrolling.

March 21, 2003

Mr. President:

I transmit herewith Enrolled **H 328, H 332, H 340, H 341, H 342, H 343, H 344, H 345, H 12, H 26, H 303, H 307, H 308**, and **H 309** for the signature of the President, and I return herewith Enrolled **S 1043, S 1060**, as amended, **S 1064, S 1074, S 1085, S 1096, S 1099, S 1100, S 1101, S 1140, S 1141, S 1142, S 1144, S 1145, S 1146, S 1147**, and **SCR 106**, which have been signed by the Speaker.

JUKER, Chief Clerk

The President signed Enrolled **H 328, H 332, H 340, H 341, H 342, H 343, H 344, H 345, H 12, H 26, H 303, H 307, H 308**, and **H 309** and ordered them returned to the House.

Enrolled **S 1043, S 1060**, as amended, **S 1064, S 1074, S 1085, S 1096, S 1099, S 1100, S 1101, S 1140, S 1141, S 1142, S 1144, S 1145, S 1146, S 1147** were referred to the Judiciary and Rules Committee for transmittal to the Office of the Governor.

Enrolled **SCR 106** was referred to the Judiciary and Rules Committee for transmittal to the Office of the Secretary of State.

March 21, 2003

Mr. President:

I return herewith **S 1122**, as amended in the House, which has passed the House.

JUKER, Chief Clerk

On request by Senator Richardson, granted by unanimous consent, **S 1122**, as amended in the House, was referred to the Tenth Order of Business, Motions and Resolutions, for consideration as to possible concurrence in the House amendments.

The Senate advanced to the Tenth Order of Business.

Motions and Resolutions

On request by Senator Brandt, granted by unanimous consent, **HCR 13**, as amended, retained its place on the calendar for Wednesday, March 26, 2003.

Senators Pearce and Schroeder were recorded present at this order of business.

The President announced that **SCR 114** was before the Senate for final consideration.

Moved by Senator Bunderson, seconded by Senator Stennett, that **SCR 114** be adopted. The question being, "Shall the resolution be adopted?"

Roll call resulted as follows:

AYES--Andreason, Bailey, Brandt, Bunderson, Burkett, Burtenshaw, Cameron, Compton, Darrington, Gannon, Geddes, Hill, Ingram, Kennedy, Keough, Little, Lodge, Malepeai, Marley, McKenzie, McWilliams, Noble, Noh, Pearce, Richardson, Schroeder, Sorensen, Stegner, Stennett, Sweet, Werk. Total - 31.

NAYS--None.

Absent and excused--Calabretta, Davis, Goedde, Williams. Total - 4.

Total - 35.

Whereupon the President declared **SCR 114** adopted, title was approved, and the resolution ordered transmitted to the House.

On request by Senator Schroeder, granted by unanimous consent, **SCR 115** was recommitted to the Education Committee.

The President announced that the House amendments to **S 1122**, as amended in the House, were before the Senate for consideration as to possible concurrence, the question being, "Shall the Senate concur in the House amendments to **S 1122**, as amended in the House?"

On request by Senator Richardson, granted by unanimous consent, the Senate concurred by voice vote in the House amendments to **S 1122**, as amended in the House.

S 1122, as amended in the House, was referred to the Judiciary and Rules Committee for engrossing.

The Senate advanced to the Eleventh Order of Business.

Introduction, First Reading and Reference of Bills, House Petitions, Resolutions, and Memorials

H 150, as amended in the Senate, by Environmental Affairs Committee, was read the first time at length and filed for second reading.

H 64, as amended, as amended in the Senate, and **H 9**, as amended, as amended in the Senate, by Mr. Speaker, were read the first time at length and filed for second reading.

H 199, as amended, as amended in the Senate, by Health and Welfare Committee, was read the first time at length and filed for second reading.

S 1090, as amended, by Commerce and Human Resources Committee, was read the first time at length and filed for second reading.

H 287, as amended, Education Committee, was introduced, read the first time at length, and referred to the Education Committee.

H 144, as amended, by Business Committee, was introduced, read the first time at length, and referred to the Commerce and Human Resources Committee.

H 160, as amended, and **H 167**, as amended, by Health and Welfare Committee, were introduced, read the first time at length, and referred to the Health and Welfare Committee.

The Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

S 1165, by State Affairs Committee, was read the second time at length and filed for third reading.

H 248, **H 313**, and **H 331**, by State Affairs Committee, were read the second time at length and filed for third reading.

The Senate advanced to the Thirteenth Order of Business.

Third Reading of Bills

S 1164 was read the third time at length, section by section, and placed before the Senate for final consideration. President Pro Tempore Geddes arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bailey, Brandt, Bunderson, Burkett, Burtenshaw, Cameron, Compton, Darrington, Gannon, Geddes, Goedde, Hill, Ingram, Kennedy, Keough, Little, Lodge, Malepeai, Marley, McKenzie, McWilliams, Noble, Noh, Pearce, Richardson, Schroeder, Sorensen, Stegner, Stennett, Sweet, Werk. Total - 32.

NAYS--None.

Absent and excused--Calabretta, Davis, Williams. Total - 3

Total - 35.

Whereupon the President declared **S 1164** passed, title was approved, and the bill ordered transmitted to the House.

S 1136, as amended, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Richardson arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bailey, Brandt, Bunderson, Burkett, Burtenshaw, Cameron, Compton, Darrington, Gannon, Geddes, Goedde, Hill, Ingram, Kennedy, Keough, Little, Lodge, Malepeai, Marley, McKenzie, McWilliams, Noble, Noh, Pearce, Richardson, Schroeder, Sorensen, Stegner, Stennett, Sweet, Werk. Total - 32.

NAYS--None.

Absent and excused--Calabretta, Davis, Williams. Total - 3.

Total - 35.

Whereupon the President declared **S 1136**, as amended, passed, title was approved, and the bill ordered transmitted to the House.

S 1160 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Sweet arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bailey, Brandt, Bunderson, Burkett, Burtenshaw, Cameron, Compton, Darrington, Gannon, Geddes, Goedde, Hill, Ingram, Kennedy, Keough, Little, Lodge, Malepeai, Marley, McKenzie, McWilliams, Noble, Noh, Pearce, Richardson, Schroeder, Sorensen, Stegner, Stennett, Sweet, Werk. Total - 32.

NAYS--None.

Absent and excused--Calabretta, Davis, Williams. Total - 3.

Total - 35.

Whereupon the President declared **S 1160** passed, title was approved, and the bill ordered transmitted to the House.

S 1168 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Keough arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Brandt, Bunderson, Burtenshaw, Cameron, Darrington, Gannon, Geddes, Goedde, Hill, Ingram, Keough, Little, Lodge, McKenzie, Noble, Pearce, Richardson, Sorensen, Sweet. Total - 19.

NAYS--Andreason, Bailey, Burkett, Compton, Kennedy, Malepeai, Marley, Noh, Schroeder, Stegner, Stennett, Werk. Total - 12.

Absent and excused--Calabretta, Davis, McWilliams, Williams. Total - 4.

Total - 35.

Whereupon the President declared **S 1168** passed, title was approved, and the bill ordered transmitted to the House.

S 1167 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Bunderson arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bailey, Brandt, Bunderson, Burkett, Burtenshaw, Cameron, Compton, Darrington, Gannon, Geddes, Goedde, Hill, Ingram, Kennedy, Keough, Little, Lodge, Malepeai, Marley, McKenzie, McWilliams, Noble, Noh, Pearce, Richardson, Schroeder, Sorensen, Stegner, Stennett, Sweet, Werk. Total - 32.

NAYS--None.

Absent and excused--Calabretta, Davis, Williams. Total - 3.

Total - 35.

Whereupon the President declared **S 1167** passed, title was approved, and the bill ordered transmitted to the House.

H 174, as amended, as amended in the Senate, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Cameron arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bailey, Brandt, Bunderson, Burkett, Burtenshaw, Cameron, Compton, Darrington, Gannon, Geddes, Goedde, Hill, Ingram, Kennedy, Keough, Little, Lodge, Malepeai, Marley, McKenzie, McWilliams, Noble, Noh, Pearce, Richardson, Schroeder, Sorensen, Stegner, Stennett, Sweet, Werk. Total - 32.

NAYS--None.

Absent and excused--Calabretta, Davis, Williams. Total - 3.

Total - 35.

Whereupon the President declared **H 174**, as amended, as amended in the Senate, passed, title was approved, and the bill ordered returned to the House.

H 110, as amended, as amended in the Senate, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Keough arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Brandt, Bunderson, Burtenshaw, Cameron, Compton, Darrington, Gannon, Geddes, Hill, Keough, Little, Lodge, McKenzie, McWilliams, Noble, Noh, Pearce, Richardson, Stegner. Total - 19.

NAYS--Andreason, Bailey, Burkett, Goedde, Ingram, Kennedy, Malepeai, Marley, Schroeder, Stennett, Sweet, Werk. Total - 12.

Absent and excused--Calabretta, Davis, Sorensen, Williams. Total - 4.

Total - 35.

Whereupon the President declared **H 110**, as amended, as amended in the Senate, passed, title was approved, and the bill ordered returned to the House.

On request by Senator Compton, granted by unanimous consent, **H 11**, having been held, retained its place on the Third Reading Calendar for Wednesday, March 26, 2003.

H 360 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Pearce arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Bailey, Brandt, Bunderson, Burkett, Burtenshaw, Cameron, Compton, Darrington, Gannon, Geddes, Goedde, Hill, Ingram, Kennedy, Keough, Little, Lodge, Malepeai, Marley, McKenzie, McWilliams, Noble, Noh, Pearce, Richardson, Sweet, Werk. Total - 27.

NAYS--Andreason, Schroeder, Stegner. Total - 3.

Absent and excused--Calabretta, Davis, Sorensen, Stennett, Williams. Total - 5.

Total - 35.

Whereupon the President declared **H 360** passed, title was approved, and the bill ordered returned to the House.

H 123 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Richardson arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bailey, Brandt, Bunderson, Burkett, Burtenshaw, Cameron, Compton, Darrington, Gannon, Geddes, Goedde, Hill, Ingram, Kennedy, Keough, Little, Lodge, Malepeai, Marley, McKenzie, McWilliams, Noble, Noh, Pearce, Richardson, Schroeder, Sorensen, Stegner, Stennett, Sweet, Werk. Total - 32.

NAYS--None.

Absent and excused--Calabretta, Davis, Williams. Total - 3.

Total - 35.

Whereupon the President declared **H 123** passed, title was approved, and the bill ordered returned to the House.

On request by Senator Stegner, granted by unanimous consent, **H 305** retained its place on the Third Reading Calendar for one legislative day.

The President called Senator Bunderson to the Chair.

H 312 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Stegner arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bailey, Brandt, Bunderson, Burkett, Burtenshaw, Cameron, Compton, Darrington, Gannon, Geddes, Goedde, Hill, Ingram, Kennedy, Keough, Little, Lodge, Malepeai, Marley, McKenzie, McWilliams, Noble, Noh, Pearce, Richardson, Schroeder, Sorensen, Stegner, Stennett, Sweet, Werk. Total - 32.

NAYS--None.

Absent and excused--Calabretta, Davis, Williams. Total - 3.

Total - 35.

Whereupon the Acting President declared **H 312** passed, title was approved, and the bill ordered returned to the House.

H 314 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Little arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bailey, Brandt, Bunderson, Burkett, Burtenshaw, Cameron, Compton, Darrington, Gannon, Geddes, Goedde, Hill, Ingram, Kennedy, Keough, Little, Lodge, Malepeai, Marley, McKenzie, McWilliams, Noble, Noh, Pearce, Richardson, Schroeder, Sorensen, Stegner, Stennett, Sweet, Werk. Total - 32.

NAYS--None.

Absent and excused--Calabretta, Davis, Williams. Total - 3.

Total - 35.

Whereupon the Acting President declared **H 314** passed, title was approved, and the bill ordered returned to the House.

H 4 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Little arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bailey, Brandt, Bunderson, Burkett, Burtenshaw, Cameron, Compton, Darrington, Gannon, Geddes, Goedde, Hill, Ingram, Kennedy, Keough, Little, Lodge, Malepeai, Marley, McKenzie, McWilliams, Noble, Noh, Pearce, Richardson, Schroeder, Sorensen, Stegner, Stennett, Sweet, Werk. Total - 32.

NAYS--None.

Absent and excused--Calabretta, Davis, Williams. Total - 3.

Total - 35.

Whereupon the Acting President declared **H 4** passed, title was approved, and the bill ordered returned to the House.

H 295 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Kennedy arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bailey, Brandt, Bunderson, Burkett, Burtenshaw, Compton, Gannon, Geddes, Goedde, Hill, Ingram, Kennedy, Little, Lodge, Malepeai, Marley, McKenzie, McWilliams, Noble, Noh, Pearce, Richardson, Schroeder, Stegner, Stennett, Sweet, Werk. Total - 28.

NAYS--Cameron, Darrington. Total - 2.

Absent and excused--Calabretta, Davis, Keough, Sorensen, Williams. Total - 5.

Total - 35.

Whereupon the Acting President declared **H 295** passed, title was approved, and the bill ordered returned to the House.

H 140 was read the third time at length, section by section, and placed before the Senate for final consideration. Senators Compton and Bunderson arose as co-sponsors of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bailey, Brandt, Bunderson, Burkett, Burtenshaw, Cameron, Compton, Darrington, Gannon, Geddes, Goedde, Hill, Ingram, Kennedy, Keough, Little, Lodge, Malepeai, Marley, McKenzie, McWilliams, Noble, Noh, Pearce, Richardson, Schroeder, Sorensen, Stegner, Stennett, Sweet, Werk. Total - 32.

NAYS--None.

Absent and excused--Calabretta, Davis, Williams. Total - 3.

Total - 35.

Whereupon the Acting President declared **H 140** passed, title was approved, and the bill ordered returned to the House.

On request by Senator Ingram, granted by unanimous consent, **H 302** retained its place on the Third Reading Calendar for Wednesday, March 26, 2003.

H 232, as amended, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Gannon arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bailey, Brandt, Bunderson, Burkett, Burtenshaw, Cameron, Compton, Darrington, Gannon, Geddes, Goedde, Hill, Ingram, Kennedy, Keough, Little, Lodge, Malepeai, Marley, McKenzie, McWilliams, Noble, Noh, Pearce, Richardson, Schroeder, Sorensen, Stegner, Stennett, Sweet, Werk. Total - 32.

NAYS--None.

Absent and excused--Calabretta, Davis, Williams. Total - 3.

Total - 35.

Whereupon the Acting President declared **H 232** passed, title was approved, and the bill ordered returned to the House.

H 15 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Sweet arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bailey, Brandt, Bunderson, Burkett, Burtenshaw, Cameron, Compton, Darrington, Gannon, Geddes, Goedde, Hill, Ingram, Kennedy, Keough, Little, Lodge, Malepeai, Marley, McKenzie, McWilliams, Noble, Noh, Pearce, Richardson, Schroeder, Sorensen, Stegner, Stennett, Sweet, Werk. Total - 32.

NAYS--None.

Absent and excused--Calabretta, Davis, Williams. Total - 3.

Total - 35.

Whereupon the Acting President declared **H 15** passed, title was approved, and the bill ordered returned to the House.

H 347 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Burtenshaw arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Bailey, Brandt, Bunderson, Burtenshaw, Cameron, Compton, Darrington, Gannon, Geddes, Goedde, Hill, Ingram, Kennedy, Keough, Little, Lodge, Marley, McKenzie, McWilliams, Noble, Pearce, Richardson, Stennett, Sweet, Werk. Total - 25.

NAYS--Andreason, Burkett, Noh, Schroeder, Stegner. Total - 5.

Absent and excused--Calabretta, Davis, Malepeai, Sorensen, Williams. Total - 5.

Total - 35.

Whereupon the Acting President declared **H 347** passed, title was approved, and the bill ordered returned to the House.

H 348 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lodge arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bailey, Brandt, Bunderson, Burkett, Burtenshaw, Cameron, Compton, Darrington, Gannon, Geddes, Goedde, Hill, Ingram, Kennedy, Keough, Little, Lodge, Malepeai, Marley, McKenzie, McWilliams, Noble, Noh, Pearce, Richardson, Schroeder, Sorensen, Stegner, Stennett, Sweet, Werk. Total - 32.

NAYS--None.

Absent and excused--Calabretta, Davis, Williams. Total - 3.

Total - 35.

Whereupon the Acting President declared **H 348** passed, title was approved, and the bill ordered returned to the House.

The President returned to the Chair.

H 349 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Marley arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bailey, Brandt, Bunderson, Burkett, Burtenshaw, Cameron, Compton, Darrington, Gannon, Geddes, Goedde, Hill, Ingram, Kennedy, Keough, Little, Lodge, Malepeai, Marley, McKenzie, McWilliams, Noh, Pearce, Richardson, Sorensen, Stegner, Stennett, Sweet, Werk. Total - 30.

NAYS--Schroeder. Total - 1.

Absent and excused--Calabretta, Davis, Noble, Williams. Total - 4.

Total - 35.

Whereupon the President declared **H 349** passed, title was approved, and the bill ordered returned to the House.

H 350 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Cameron arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bailey, Brandt, Bunderson, Burkett, Burtenshaw, Cameron, Compton, Darrington, Gannon, Geddes, Goedde, Hill, Ingram, Kennedy, Keough, Little, Lodge, Malepeai, Marley, McKenzie, McWilliams, Noble, Noh, Pearce, Richardson, Schroeder, Sorensen, Stegner, Stennett, Sweet, Werk. Total - 32.

NAYS--None.

Absent and excused--Calabretta, Davis, Williams. Total - 3.

Total - 35.

Whereupon the President declared **H 350** passed, title was approved, and the bill ordered returned to the House.

H 351 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Pearce arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bailey, Brandt, Bunderson, Burkett, Burtenshaw, Cameron, Compton, Darrington, Gannon, Geddes, Goedde, Hill, Ingram, Kennedy, Keough, Little, Lodge, Malepeai, Marley, McKenzie, McWilliams, Noble, Noh, Pearce, Richardson, Sorensen, Stegner, Stennett, Sweet, Werk. Total - 31.

NAYS--Schroeder. Total - 1.

Absent and excused--Calabretta, Davis, Williams. Total - 3.

Total - 35.

Whereupon the President declared **H 351** passed, title was approved, and the bill ordered returned to the House.

On request by Senator Stegner, granted by unanimous consent, all Senate bills were placed at the head of the Third Reading Calendar.

On request by Senator Stegner, granted by unanimous consent, the Senate advanced to the Fifteenth Order of Business.

Miscellaneous Business

On motion by Senator Stegner, seconded by Senator Stennett, by voice vote the Senate adjourned at 12 noon until the hour of 10:30 a.m., Tuesday, March 25, 2003.

JAMES E. RISCH, President

Attest: JEANNINE WOOD, Secretary